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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
STOR-IT, GP,

Plaintiff,

-against-

LEHMAN BROTHERS BANK, FSB,

Defendant.  
-----X

No.: 07 Civ. 8717 (LAP)

**STIPULATION AND ORDER OF  
DISMISSAL PURSUANT TO FED. R. CIV. P. 41(a)(2)**

IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned attorneys for the respective parties hereto that, pursuant to a Settlement Agreement executed by the parties and dated May 8, 2008, any and all claims against defendant Lehman Brothers Bank, FSB are hereby voluntarily dismissed with prejudice by plaintiff Stor-It, GP and without prejudice by the remainder of the putative class of plaintiffs. It is further stipulated and agreed that each party shall bear its own costs and expenses.

Dated: New York, New York  
May 9, 2008

SCHINDLER COHEN & HOCHMAN LLP

THE ROSEN LAW FIRM, P.A.

By: [Signature]

Steven R. Schindler (SS 3511)  
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By: [Signature]

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*Attorneys for Defendant Lehman Brothers  
Bank, FSB*

*Attorneys for Plaintiff Stor-It, GP*

(00038404)

The Clerk of the Court shall  
mark this action closed and all  
pending motions denied as moot.

SO ORDERED:

[Signature]  
LORETTA A. PRESKA, U.S.D.J.

May 14, 2008